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October 11, 1996

**REPORT TO THE HONORABLE  
MAYOR AND CITY COUNCIL**

**PLAN 2000 SOLID WASTE MANAGEMENT ISSUES**

On the docket dated October 8, 1996, were nine subitems associated with Item 334. These nine subitems related to PLAN 2000 - solid waste management issues. Of these nine subitems, three were ordinances and six were resolutions. A motion was made to approve all the subitems of Item 334 except for two. The motion provided that subitems D (curbside residential recycling) and E (privatized facility located at Miramar Landfill) be pulled and returned to the Natural Resources and Culture Committee for further discussion. A vote was taken and subitems A, B, C, F, G, and H passed. Subitem I (ordinance authorizing the City Manager to execute the nonexclusive franchise agreements) failed to pass with the necessary six votes as mandated by Charter Section 103. It was a 5-2 vote with Councilmembers Chris Kehoe and Byron Wear absent.

The Permanent Rules of the Council (SDMC 22.0101) require that since subitem I failed to pass, it is determined to be unfinished business and will be trailed and heard at the next Council meeting. The next City Council meeting is October 21, 1996. The ordinance authorizing the City Manager to execute the nonexclusive franchise agreements will be on the docket not as a second reading of the ordinance but as an ordinance to be introduced. A second reading of the ordinances previously introduced will occur for subitem B (ordinance reducing the refuse collector business tax from \$10 to \$8) and subitem C (ordinance amending the San Diego Municipal Code relating to solid waste franchising). A second reading of Subitems B and C, however, should not occur if subitem I does not receive the necessary six votes.

Respectfully submitted,

**JOHN W. WITT**  
City Attorney

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Attachments

cc Jack McGrory, City Manager  
Charles Abdelnour, City Clerk  
Rich Hays, Director of the Environmental Services Department

RC-96-40

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